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Filing date: **09/10/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91185538
Party	Defendant U.S. Preventive Medicine, Inc.
Correspondence Address	THOMAS F. BERGERT WILLIAMS MULLEN, P.C. 8270 GREENSBORO DR STE 700 MC LEAN, VA 22102-3835 tbergert@williamsmullen.com
Submission	Motion to Suspend for Civil Action
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Signature	/Thomas F. Bergert/
Date	09/10/2008
Attachments	538suspend.pdf (2 pages)(31345 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application No. 77/166,591

Rodale Inc.,)	
)	
Opposer,)	
)	Opposition No. 91185538
v.)	
)	
U.S. Preventive Medicine, Inc.,)	
Applicant.)	
)	


STIPULATED MOTION TO SUSPEND PROCEEDINGS

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Applicant, U.S. Preventive Medicine, Inc., hereby requests that the Board suspend the current proceedings pending the outcome of a federal civil action between the parties. The civil action is Rodale, Inc. vs. U.S. Preventive Medicine, Inc., Civil Action No. 4:08-cv-00120, Eastern District of Texas, Sherman Division, and its final determination will have a bearing on the issues before the Board. Opposer's counsel has verbally consented to the suspension.

Respectfully submitted,
U.S. Preventive Medicine, Inc., **Applicant**

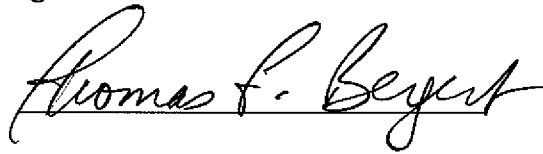
Date: 9.10.2008

By: 
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Counsel for Applicant

CERTIFICATE OF SERVICE

On September 10, 2008, a true and correct copy of the foregoing **MOTION** was duly served by first class mail, postage pre-paid, with courtesy electronic mail copy to counsel for Opposer:

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Handwritten signature of Thomas F. Beyert in cursive script.